

REMARKS

Reconsideration of this patent application is respectfully requested in view of the foregoing amendments and the following remarks.

The Examiner has rejected claims 15-17 and 19 under 35 U.S.C. 112 second paragraph. Claims 15 and 19 have been amended to overcome this rejection.

Accordingly, since the Examiner has stated that claims 15-17 would be allowable once amended to overcome these rejections, since these claims have been amended to overcome these rejections, the applicant believes that these claims are now allowable.

In addition, the Examiner has rejected claims 18, and 19 under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 1,286,763 to Pfeiffer.

Claims 18 and 19 have been amended to overcome this rejection.

In particular, the indentations have now been stated as "substantially straight" indentations. Pfeiffer does not disclose this feature. This feature is significant because substantially straight indentations allow the user to apply an insecticide using

a gel gun in an easy manner by simply running the tip of the gel gun across a surface of these indentations and injecting gel into these indentations.

The Examiner has rejected claims 18 and 19 under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 5,390,441 to Pence.

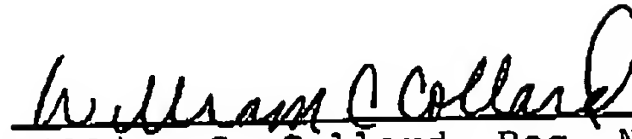
Claims 18 and 19 have been amended to overcome this rejection. In particular, both claims 18 and 19 have been amended so that the plurality of spacing elements or indentations include at least two protrusions or spacing elements or two sets of protrusions or spacing elements that extend out in a substantially horizontal manner in an opposite direction from each other and at least two or two sets of protrusions or spacing elements that extend out in a substantially vertical manner in a substantially opposite direction from each other.

Pence does not show these features of the above invention in either claims 18 or 19. Therefore, the applicant believes that claims 18 and 19 are patentable over the above cited reference.

Accordingly the applicant respectfully requests early allowance of the remaining claims.

Respectfully submitted,

James J. CONROY

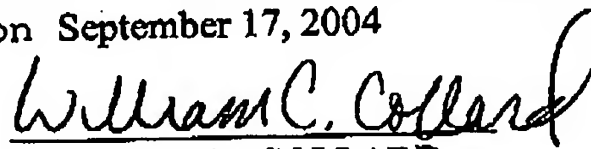
  
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Enclosure: Request for Continued Examination; 3 Mo. Extension of Time

I hereby certify that this correspondence is being Faxed to Examiner Ark at 703-872-9326 on September 17, 2004

  
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